IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE EIGHTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE ELIPE DHARMA RAO**

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**WRIT PETITION NO : 15508 of 2005**

Between:

Amaravathi Dalitha Sanitary Labour Contract, Paraspara Sahyaka Sahakara Sangham Ltd., Bodari, Subhashnagar, Kareemabad, Warangal ( Regd. No.533/03), rep. by its President B. Komala.

**..... PETITIONER**

AND

Warangal Municipal Corporation, SVN Road, Warangal, rep. by its Commissioner.

**.....RESPONDENT**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue such appropriate writ, order or direction to the respondent more so particularly one in the nature of mandamus declaring the action of the respondent in not allotting the sanitation work unit to the petitioner as per the terms of G.O.Ms.No. 30, M.A., dt. 18.1.2000 though the petitioner is so entitled, in spite of the direction of this Hon'ble Court dt. 29.4.2005 in W.P.No.19488 of 2004 as arbitrary, illegal and in deprivation of the livelihood of the members of petitioner society and as such violative of Article 14 and 21 of the Constitution of India and consequently direct the respondent to allot a sanitary work unit to the petitioner society as was allotted earlier as per the terms of G.O.Ms.No.30, M.A. Municipal Administration, dt. 18.1.2000 and pass.

**Counsel for the Petitioner: MR.HARI SREEDHAR**

**Counsel for the Respondent: MR.V.DURGA NAGESWARA RAO**

**The Court at the admission stage made the following :**

**O R D E R:**

The learned counsel for the petitioner seeks permission to withdraw the writ petition.

Permission is accorded.

The writ petition is accordingly dismissed as withdrawn. However, the petitioner is at liberty to file a fresh writ petition in case he feels aggrieved by any similar notification or proceedings that would be issued by the Municipal Corporation of Warangal in future. No costs.

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**(ELIPE DHARMA RAO, J)**

Date:18-07-2005

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This writ petition is filed seeking to declare the action of the respondent in not allotting the sanitation work unit to the petitioner as per the terms of G.O.Ms.No.30, M.A., dated 18-01-2000 in spite of the direction of this Court dated 29-04-2005 in W.P.No.19488 of 2004, as arbitrary and illegal and consequently direct the respondent to allot

sanitary work unit to the petitioner society as was allotted earlier as per the terms of G.O.Ms.No.30, Municipal Administration, dated 18-01-2003.

Petitioner is a registered Cooperative Society under the provisions of A.P. Mutually Aided Co-operative Societies Act, 1995 consisting of members of Schedule Caste related to the Public Health workers working in the respondent Corporation. The respondent-Corporation, vide proceedings, dated 30-06-2003, on contract basis,

entrusted sanitation work No.46 consisting of Election Wards and localities from Subhash Statue to Kareemabad to Rangasaipet, Chourasta via Sateesh Park, Ursu Hospital Road, Warangal, which are part of Election Ward Numbers 44 to 47 with effect from 01-07-2003 for a period of six months on payment of Rs.23,250/- per month. The petitioner society was entrusted with the sanitation work in Unit No.46 as stated above till the end of 2004, though formal extension orders were not issued by the respondent. The said work was satisfactorily completed by the petitioner society. As matter stood thus, the respondent issued Notification No.F1/3129/04-05, dated 26-09-2004, out of total 25 units, reserved 6 units for SC Societies, 7 units for Dwakra groups and remaining 12 units by tender process. In the said notification, no work was reserved for allotment to the societies formed under Public Health workers Children/Badali Workers of the respondent-corporation as contemplated